IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.50 OF 2003

Krishna Sahakari Sakhar Karkhana Ltd. ..Appellant.

V/s.

Deputy Commissioner of Income-tax ..Respondent.

Mr.Pramod Vaidya with S.N. Inamdar for appellant.

Mr.R.V.Desai, senior counsel with Pankaj Kapoor for respondent.

CORAM : S.RADHAKRISHNAN AND J.P.DEVADHAR, JJ.

DATED : 24TH JANUARY, 2005.

P.C. :-

1. Heard learned counsel for the appellant and the respondents. Both learned counsel fairly state that the issue involved in the appeal is squarely covered by the Judgment of Supreme Court in the case of **Siddeshwar Sahakari Sakhar Karkhana Ltd. V/s. Commissioner of Income-Tax & Ors.** reported in **270 I.T.R.1.** In the aforesaid facts and circumstances, above appeal is allowed.

(S.RADHAKRISHNAN, J.)

(J.P. DEVADHAR, J.)